

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
IDS PROPERTY CASUALTY INSURANCE COMPANY,

Plaintiff,

-against-

MARK BURTON and DENNIS T. FENNEL,

Defendants.


**STIPULATION OF
DISCONTINUANCE
WITH PREJUDICE**


Case No.: 11-CV-0026 (ER)

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned, the attorneys of record for all the parties to the above-entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and/or conservator and no person not a party has an interest in the subject matter of the action, the above-entitled action, including all claims and counterclaims asserted herein, be, and the same hereby is, discontinued, with prejudice, and without costs as against any party. This stipulation may be filed without further notice with the Clerk of the Court.

Facsimile signatures herein shall have the same force and effect as original signatures.

Dated: New York, New York
November 13, 2012


By: Tracey Mapou, Esq.
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Attorneys for Plaintiff
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Our File No.: 618-16883


By: William K. Kerrigan, Esq.
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*Defendant DENNIS T. FENNEL never appeared in this action and a partial default judgment was entered against him on July 26, 2011 (a copy of the aforesaid partial default judgment is attached).

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
IDS PROPERTY CASUALTY INSURANCE COMPANY,

Plaintiff,

-against-

MARK HURTON and DENNIS T. FENNEL,

Defendants.

Case No.: 11-CV-0026 (KMK)

Partial
DEFAULT JUDGMENT

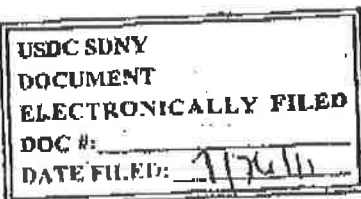
This action having been commenced on January 4, 2011 by the filing of the Summons and Complaint, and a copy of the Summons and Complaint having been personally served on the defendant, DENNIS T. FENNEL, on January 8, 2011, by Claire Ryan, and a proof of service having been filed on January 14, 2011, and the defendant, DENNIS T. FENNEL, not having answered the Complaint, and the time for answering the Complaint having expired, it is

ORDERED, ADJUDGED AND DECREED that the plaintiff have judgment by default against defendant, DENNIS T. FENNEL, for the full relief requested in the Complaint.

✓ Dated: White Plains, New York

7/26, 2011

[Signature]
United States District Judge



This document was entered on the docket
on _____